

218475US2TTCRD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Kenji ONO

SERIAL NO: 10/054,887

FILED: January 25, 2002

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: EXAMINER: N/A

: GROUP ART UNIT: 2176

:

TITLE: TRANSLATION APPARATUS AND METHOD

RECEIVED

MAR 25 2004

Technology Center 2100

**REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE THE NOTICE TO FILE MISSING PARTS**

Commissioner for Patents
Alexandria, VA. 22313-1450

Sir:

Responsive to the Notice of Abandonment dated January 21, 2004, Applicant, through counsel of record, respectfully request that the holding of abandonment for the above-identified Application be withdrawn due to the fact that the Notice to File Missing Parts mailed by the Patent and Trademark Office on March 7, 2002 was not received by Applicants' Attorneys. The facts concerning this matter are as follows.

Upon receipt of mail from the Patent and Trademark Office in this firm, all mail is opened and logged in a daily computer log. The due date is entered in the firm computer docketing system. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer and matched with the correct application file. Any due dates resulting from the Patent and Trademark Office mail are also entered in the computer.

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Inventor: Kenji ONO
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After receiving the Notice of Abandonment, our computer system was checked. The computer Patent Due Dates section for the subject application did not show a current due date for the Declaration, nor did it show receipt of the Notice to File Missing Parts (see attached computer printout).

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Notice to File Missing Parts. The Patent Office computerized Mail Log was then checked. All mail received from the Patent and Trademark Office is logged in the mail log by serial number or patent number, along with a description of the mail received, on a daily basis. Mail from the Patent Office is generally received by our firm within two or three days of mailing. However, to ensure a complete check, the daily log was checked from March 7, 2002 through March 22, 2002 and found to contain no record of having received the Notice to File Missing Parts for the above-identified application.

Also enclosed is a copy of the date-stamped filing receipt dated January 25, 2002 evidencing filing of the signed Declaration with the Application. A copy of the filed Application is attached herewith.

It is believed that the above discussion and documents enclosed herewith clearly prove the nonreceipt of the Notice to File Missing Parts and therefore, the holding of abandonment was issued in error.

Application No.: 10/054,887

Inventor: Kenji ONO

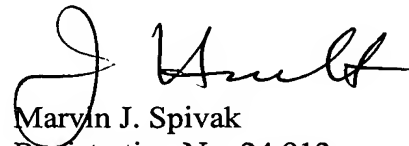
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Accordingly, it is requested that the holding of abandonment be withdrawn and that prosecution be allowed to continue in the present application.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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MJS//dgh

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James D. Hamilton
Registration No. 28,421

PTO Mail Log Report

From 03/07/2002 to 03/22/2002

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From 03/07/2002 to 03/22/2002

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From 03/07/2002 to 03/22/2002

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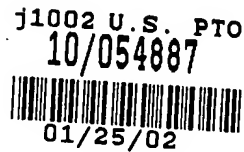


11/24/02
2-6-02

The U.S. Patent Office stamp affixed hereinbelow indicates the filing date and Serial Number for the following application:

OSMM&N DOCKET:

218475US2TTCRD



Inventor: Kenji ONO

Title: TRANSLATION APPARATUS AND METHOD

This is NOT a filing receipt! Please retain for ADVANCE NOTICE SERIAL NUMBER.